

**CITY OF FORT MEADE
REGULAR CITY COMMISSION MEETING
TUESDAY AUGUST 11, 2009**

A Regular Meeting of the For Meade City Commission was held on Tuesday, August 11, 2009 at the City Hall Commission Chambers, 8 West Broadway, and Fort Meade, Florida.

1. CALL TO ORDER:

The Meeting was called to order at 7:00 PM by Mayor Elliott.

2. ROLL CALL:

Mayor	Bob Elliott	Present
Vice Mayor	Maurice Nelson	Present
Commissioner	Melony Bell	Present
Commissioner	Rick Cochran	Present
Commissioner	Jim Watts	Present
City Manager	Fred Hilliard	Present
Assistant to City Manager	Deena Ware	Present
City Attorney	Tom Cloud	Present
Deputy City Clerk	Phyllis Kirk	Present

Also present were: Polk County Sheriff's Officer, Sergeant Casey Riley , Finance Director, Mel Parker and Director of Leisure Services, Dennis Guenther.

3. INVOCATION AND PLEDGE TO THE FLAG:

Commissioner Bell led the invocation and Pledge of Allegiance to the Flag.

4. APPROVAL OF AGENDA/MINUTES:

A. Minutes:

Motion by Commissioner Watts, seconded by Commissioner Nelson to adopt the minutes of the Commission Workshop Meeting, July 13, 2009 and Regular Commission Meeting, July 13, 2009 as written. Motion carried with all yeas.

B. Additions/Deletions:

Motion Watts, seconded Bell to Add Item 10 E under New Business. Motion carried with all yeas.

5. PRESENTATIONS/AWARDS/REPORTS:

A. Presentation to Barbara Weaver for 40 Years of Service to the City

Mayor Elliott presented employee Barbara Weaver with an engraved plaque commemorating her 40 years of service to the City.

6. PUBLIC FORUM:

Citizen comments for items not on the agenda (3 Minute maximum length).
None

7. ORDINANCES AND PUBLIC HEARINGS:

A. Attorney Tom Cloud read the title for Ordinance 09-07 – 1st Reading

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT MEADE, FLORIDA TO AMEND CHAPTER 18, PENSION AND RETIREMENT, ARTICLE II, SECTIONS 18-18, 18-22, 18-23, AND 18-24 TO UPDATE THE PLAN FOR LEGISLATIVE CHANGES AND AMEND CERTAIN RETIREMENT PLAN PROVISIONS FOR THE EMPLOYEES OF THE CITY OF FORT MEADE, FLORIDA, AND TO PROVIDE FOR AN EFFECTIVE DATE UPON FINAL PASSAGE.

Motion Watts, seconded Nelson to accept Ordinance 09-07 to accept Ordinance 09-07 on the first reading with direction to staff to change verbiage before the second reading on September 9, 2009. Motion carried with all yeas.

B. Attorney Tom Cloud read the title for Ordinance 09-08 – 1st Reading

AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA, RELATING TO LOCAL BUSINESS TAX RECEIPTS; AMENDING ARTICLE VI OF CHAPTER 22 OF THE CITY OF FORT MEADE'S CODE OF ORDINANCES TO REFLECT STATUTORY UPDATES TO CHAPTER 205 OF THE FLOIRIDA STATUTES; CLARIFYING BUSINESS TAX RECEIPT FEES PERTAINING TO INSURANCE AGENTS AND COMPANIES ADOPTED PURSUANT TO ORDINANCE 95-13; CHANGING REFERENCES FROM OCCUPATIONAL LICENSE FEES TO BUSINESS TAX RECEIPT FEES IN ORDINANCE 95-13; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION OF AMENDMENTS TO CHAPTER 22 IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Motion Bell, seconded Nelson to accept Ordinance 09-08 on the first reading. Motion carried with all yeas.

8. OLD BUSINESS

None

9. NEW BUSINESS

CONSENT AGENDA: All items marked with an * will be considered by one motion unless removed from the Consent Agenda by a member of the City Commission

- *A. Approval of Change Order #2 for the CDBG Sewer Rehabilitation Project Extra Work Consisting of Additional Sewer Lateral Replacement with PVC and Extra Manhole @ Packing House and Repair of Dips on 1st Street – Total \$23,907.12**
- *B. Approval of Change Order #3 for the CDBG Sewer Rehabilitation Project Extra Work Consisting of 1/2” Leveling of all Paved Areas on 1st Street – Total \$9,571.25**
- *C. Approval of a 90 Day Contract Extension from August 20, 2009 to November 18, 2009 Due to Possible Additional Work**

**Motion Cochrane, seconded Watts, to approve Change Order #2, #3 and a 90 Day Contract Extension from August 20, 2009 to November 18, 2009.
Motion carried with all yeas.**

- D. Approval of a Reduction in Retainer Fees for Kuxhausen from 10% (\$41,652.50) to 5% (\$20,826.25)**

City Manager, Hilliard explained that this request was being made due to the fact that all current contract work has been completed with the exception of road work which will be done after the new work has been completed so there will only be one mobilization for paving.

Motion Cochrane, seconded Watts to approve Item D, Reduction in Retainer Fees for Kuxhausen.

Motion carried with all yeas.

- E. Purvis Gray & Company Contract Extension for FY 09/10 Audit**

**Motion Cochrane, seconded Nelson to accept contract extension for Purvis & Gray.
Motion carried with all yeas.**

10. CITY MANAGER COMMENTS:

Mr. Hilliard stated that the Business Model Review Committee met on July 31, 2009 to review the basic frame work of the organization. In order to make any change to a member's contract will require the unanimous approval of all the All Requirements Project members, City Commissioners, and/or governing boards.

On Wednesday, August 5, 2009 Ms. Ware and I met with Ms. Helen Sears, CFRPC to review the procedures of the EPA Brownfield Project. The CFRPC will serve as the EPA grant administrator. The localities will need to approve and execute an inter local agreement by September 30, 2009. The Commission will then need to establish a Citizen Advisory Committee comprised of citizens, grove owners, developers, Chamber of Commerce representative and a government representative. The Committee will establish selection criteria and will designate 3 to 5 Brownfield sites for reuse.

11. CITY FINANCE DIRECTOR COMMENTS:

Mr. Parker stated that to date the Energy Conservation Program has distributed 3 CF bulbs and issued rebates to 11 customers totaling \$1,300.00. A total of \$4,300.00 is still available.

FMPA has confirmed the TECO true-up due for 2008 is \$178,749.00.

September 9, 2009 at 6:00 PM has been set for the 1st hearing for the FY 09/10 budget. Commissioner Bell asked if there were any objections to moving the regularly scheduled Commission Meeting of September 8, 2009 to September 9, 2009 also. There were no objections and it was unanimous that both meetings be held on Wednesday, September 9, 2009 beginning at 6:00 PM with the budget hearing beginning at 6:00 PM and regular meeting immediately following.

12. CITY ATTORNEY COMMENTS:

None

13. CITY COMMISSION COMMENTS:

Commissioner Bell sought information on the number of people who were signed up for the bus trip to FMPA on August 27, 2009. After a brief discussion it was determined that staff would contact all that had signed up for the trip to get an estimate of the size of bus that will be needed for charter.

Commissioner Bell questioned the vacancy on the Planning and Zoning Board and requested that it be re-advertised.

Commission Bell requested that an ordinance be drawn up to keep mobile vendors, tents, and peddlers from setting up businesses within the city limits to protect the city's businesses.

Commissioner Nelson reminded everyone of the Back to School Bash Saturday, August 22, 2009 beginning at 10:00 AM at Morrison Park

Commissioner Cochrane asked attorney Tom Cloud how long it would take to initiate an emergency service fee for the City of Fort Meade. Mr. Cloud responded that there was still time to get it initiated but the time was very short and a rate study would have to be done to justify the fee. However, he believed that the fire rate could be accomplished now. An ordinance will be ready for the September 9, 2009 commission meeting.

Motion Cochrane, seconded Watts that a letter be written to all Commissions that are members of ARP stating Fort Meade's opposition to ARP's involvement in nuclear powered electrical plants.

Motion passed with all yeas.

Mayor Elliott requested that a light study be requested by the DOT on State Route 17 and 98 where many lights have been knocked down and have not been replaced. He state that it is very dark and the lights need to be replaced. Commission Watts stated that the letter requesting the study needs to be addressed to Mr. L. K. Nandan, Traffic Engineering at DOT.

Commissioner Watts directed staff to have an agenda item on September 9, 2009 regular Commission Meeting to cover former police officer's pay settlement.

ADJOURNMENT:

There being no further business, a motion was made by Commissioner Watts, seconded by Commissioner Bell, to adjourn the Regular Commissioner's meeting of August 11, 2009 at 8:15 PM. Motion carried with all yeas.

Approved this _____ day of _____, 2009.

Robert Elliott, Mayor

Phyllis Kirk, Deputy City Clerk